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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/597,960	06/20/2000	D. Amnon Silverstein	10992107-1	5916
22879	7590	01/10/2005	EXAMINER	
HEWLETT PACKARD COMPANY P O BOX 272400, 3404 E. HARMONY ROAD INTELLECTUAL PROPERTY ADMINISTRATION FORT COLLINS, CO 80527-2400			SAID, MANSOUR M	
			ART UNIT	PAPER NUMBER
			2673	

DATE MAILED: 01/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action	Application No. 09/597,960	Applicant(s) SILVERSTEIN, D. AMNON	
	Examiner MANSOUR M SAID	Art Unit 2673	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 30 November 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
- b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the _____ application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-3, 5-7 and 9-19.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). _____.
10. ☐ Other: _____

Continuation of 5. does NOT place the application in condition for allowance because: On pages 2-3, Applicant argued that Wang and Toda do not teach a collapsible mouse. However, Examiner respectfully disagrees, Wang fairly teaches a collapsible mouse housing (column 9, lines 29-35). On page 4, Applicant argued, "Toda does not disclose a mouse that is sized to fit in a PCMCIA slot. However, Toda's a light thin mouse (figure 4) could fit into a PCMCIA slot, so as to increase the versatility of the input device. On pages 5-6, Applicant argued that the combination of Wang and Hiegel does not teach a mouse upper portion made of an elastic material. Examiner respectfully disagrees; an upper mouse made from elastic material is fairly disclosed by Hiegel (column 2, lines 60-67). On page 7, Applicant argued that "neither Wang nor Hiegel teach or suggest a mouse housing including a resilient plastic sheet having fold lines. However, Examiner respectfully disagrees for the following reasons, Wang teaches a collapsible muse (column 9, lines 29-35) including a fold lines (figures 25-26), and Hiegel teaches a mouse upper portion having an elastic material (column 2, lines 60-67). On pages 8-9, Applicant argued, "neither Wang nor Lee teaches, hints or even remotely suggests a mouse having all of the limitations of claim 15. However, Examiner disagrees, Wang teaches all claimed limitations in claim 15 including a collapsible mouse (column 9, lines 29-35), further more, Lee fairly teach a sensor chip (column 1, lines 34-40), a stowed position and a deployed position (calculating the movement (column 1, lines 34-41). On page 10, Applicant argued, "the combined teachings of Wang, Toda and Merchant do not produce the combination recited in claim 16. Examiner respectfully disagrees, Wang and Toda fairly disclose all claimed limitations in claim 6 except that a PCMCIA card communicating with the mouse. However, Marchant teaches a PCMCIA card for communicating with the mouse (column 5, lines 15-37). The combination of all references fairly teaches the claimed limitations, and therefore all references should be taken in combination and not individually. The Applicant cannot show non-obviousness by attacking references individually where, as her the rejections are based on combination of references. In re Keller, 208 USPQ 871 (CCPA 1981) .



VIJAY SHANKAR
PRIMARY EXAMINER